IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 12551 of 1998

Between:

M.Padma Rao S/o Venkatappaiah
R/o Pegadapally, Bodan Mandal,
Nizamabad District.

..... PETITIONER

AND

1 The Government of A.P., Rep by Secretary
General Administration Department, Secretariat,
Hyderabad.
2 The District Collector, Nizamabad.
3 The General Manager District Co-op. Central Bank Limited,
Nizamabad.
4 The Branch Manager Dist. Co-op. Central Bank Ltd.
Bodan, Nizamabad.
5 The Primary Agricultural Co-op. Society Limited, Rep by
Secretary Pentakalan, Bodan Mandal, Nizamabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ ,order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of he 4th and 5th respondents in demanding repayment of loan amounts from the Agriculturists of declared drought effected villages as being arbitrary, illegal, unconstitutional and contrary to the District Collector , Nizamabad District Gazette Notification
dt 31-12-97 and issue a consequential direction directing the respondents not to demand the arrears of loan amount , re-schedule the loan amounts by granting fresh loans in terms of the District Collector, Nizamabad district Notification, dt. 31-12-97 and pass.

Counsel for the Petitioner:MR.V.VISWANATHAM

Counsel for the Respondents: GP FOR COOPERATION

The Court made the following:

ORDER:

The present writ petition is filed questioning the action of the 4th & 5th respondents in demanding repayment of loan amounts from the agriculturists of declared drought effected villages, in violation to the notification issued by the District Collector dated 31-12-1997.

This Court while admitting the writ petition by order dated 30-4-1998 granted interim direction, which reads as under;

> The respondents not to take any coercive steps and demand the arrears from the agriculturists of the declared draught effected villages of Bodhan Mandal, Nizamabad district as directed by District Collector, Nizamabad in No.A4/2795/97 dt 31-12-1997.

None appeared for petitioner, nor any representation made his behalf.

A counter affidavit is filed stating that all the villages in Bodhan Mandal were identified as drought affected during the year 1997-98 and notified in District Gazettee issue No.3/98 dated
31-12-1997 to facilitate commercial and cooperative banks and other financial institutions to extend liberalised credit support to the affected farmers by sanctioning fresh loans by rescheduling of crop loans and other term loans as per norms of NABARD.

The learned Government Pleader submitted that in view of the above, no further orders are required to be passed in the present writ petition and the cause in the writ petition does not survive and it has become infructuous.

Accordingly, the writ petition is dismissed as infructuous. No costs.

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N.V.RAMANA,J

16-3-2005

TVK

To

1 The Secretary, General Administration Department, Government of A.P., Secretariat, Hyderabad.
2 The District Collector, Nizamabad.
3 The General Manager District Co-op. Central Bank Limited, Nizamabad.
4 The Branch Manager Dist. Co-op. Central Bank Ltd., Bodan, Nizamabad.
5 The Secretary, Primary Agricultural Co-op. Society Limited, Pentakalan, Bodan Mandal, Nizamabad.

6. 2 CCs to G.P. for cooperation, High court Buildings, Hyderabad. (OUT)

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